

Appn No. 10/659,023
Amdt. Dated December 20, 2005
Response to Office Action of October 6, 2005

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REMARKS/ARGUMENTS

The Applicant thanks the Examiner for the Official Action dated October 6, 2005.

The Office Action has been carefully considered. It is respectfully submitted that the issues raised are traversed, being hereinafter addressed with reference to the relevant headings appearing in the Detailed Action section of the Office Action.

Claim Rejections - 35 USC 112

The Examiner has rejected to claims 1 to 4, and 7 under 35 USC 112, as the Examiner believes that the disclosure of the features of the claim, in particular the radio signal processing circuitry and the printing processing circuitry, are not enabling.

The Applicant respectfully submits that the disclosure of the radio signal processing circuitry and the printing processing circuitry is sufficient such that it would enable a person skilled in the art to make and use the invention as claimed.

In particular, the Applicant refers the Examiner to Figure 16 of the present application which shows an example of the way in which the mobile communication device of claim 1 can be implemented. Figure 16 shows the mobile phone processor (which a person skilled in the art would understand as an example of the radio signal processing circuitry), and the printer central processor (which a person skilled in the art would understand as an example of the printing processing circuitry).

The Applicant respectfully reminds the Examiner that in accordance with MPEP paragraph 2164:

"detailed procedures for making and using the invention may not be necessary if the description of the invention itself is sufficient to permit those skilled in the art to make and use the invention".

Accordingly, the Applicant respectfully submits that a person skilled in the art would be able to make and use the invention by reference to Figure 16.

In any event, the present specification further describes that the printhead and ink supply module can be substantially the same as that disclosed in USSN 09/425,419 (see page 6 lines 15 to 16 of the specification). Furthermore, the specification describes that the mobile phone system can be operated under the control of a series of one or more application specific integrated circuits (ASICs) which incorporate the usual mobile phone capabilities in addition to camera and image processing capabilities. An adaptation of the system outlined in PCT Patent Application PCT/AU98/00544 can be used in the design of the ASIC (see page 7 lines 3 to 10 of the specification).

It will be appreciated by the Examiner, that as states in MPEP section 2163.07(b):

"The information incorporated is as much a part of the application as filed as if the text was repeated in the application and should be treated as part of the text of the application as filed".

Accordingly, a person skilled in the art would be able to make and use the claimed invention without undue experimentation (see MPEP 2164.01).

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Thus, in accordance with MPEP 2164.01(b), as the "specification discloses at least one method for making and using the claimed invention that bears a reasonable correlation to the entire scope of the claim, then the enablement requirement of 35 USC 112 is satisfied".

Claim Rejections - 35 USC 102

The Examiner has rejected to claims 1 to 7 under 35 U.S.C 102 as being anticipated by Kumar (US 5,294,782).

The Applicant respectfully submits that the present claim 1 is not anticipated by Kumar.

In particular, the present claim 1 describes a handheld mobile communications device that includes a speaker and a microphone arrangement positioned on the support structure and operatively connected to the radio signal processing circuitry of the device.

The Applicant fails to see any disclosure of a speaker or a microphone arrangement in Kumar. In contrast to the present claim 1, Kumar is concerned with a portable Point of Sale (POS) terminal, that is used to facilitate and complete a point of sale credit card transaction (see column 2).

In contrast to Kumar, a speaker and microphone arrangement in the present claim 1, allows for a user of the mobile communication device to communicate with another user having another mobile communication device (see for example page 5 of the specification which describes an example of the mobile communication device as a mobile phone).

Thus, as Kumar does not describe a microphone or speaker arrangement, the present claim 1 is not anticipated by Kumar.

In view of the foregoing, it is respectfully requested that the Examiner reconsider and withdraw the rejections. The present application is believed to be in condition for allowance. Accordingly, the Applicant respectfully requests a Notice of Allowance of all the claims presently under examination.

Very respectfully,
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